

LEONARDO M. RAPADAS  
United States Attorney  
MIKEL W. SCHWAB  
Assistant U.S. Attorney  
108 Hernan Cortez Ave.  
Sirena Plaza, Ste. 500  
Hagatna, Guam 96910  
Tel: (671) 472-7332/7208  
Fax: (671) 472-7334/7215

PETER D. KEISLER  
Assistant Attorney General  
R. MICHAEL UNDERHILL  
Attorney in Charge, West Coast Office  
Torts Branch, Civil Division  
MIMI MOON  
Trial Attorney  
Torts Branch, Civil Division  
U.S. Department of Justice  
450 Golden Gate Avenue, Room 7-5395  
P.O. Box 36028  
San Francisco, CA 94102-3463  
Telephone: (415) 436-6648; (415) 436-6646  
Facsimile: (415) 436-6632  
E-mail: [mike.underhill@usdoj.gov](mailto:mike.underhill@usdoj.gov); [mimi.moon@usdoj.gov](mailto:mimi.moon@usdoj.gov)

Attorneys for Plaintiff  
United States of America

UNITED STATES DISTRICT COURT  
FOR THE TERRITORY OF GUAM

UNITED STATES OF AMERICA,

Plaintiff,

v.

MARWAN SHIPPING & TRADING CO.,  
FIVE SEAS SHIPPING CO., LLC, and  
S.J. GARGRAVE SYNDICATE 2724,  
in personam,

Defendants.

AND CROSS-CLAIMS, COUNTERCLAIM,  
CLAIM IN INTERVENTION,  
AND THIRD-PARTY COMPLAINT.

MOTION REQUESTING  
TELEPHONE PARTICIPATION - CIV. NO. 06-00011

**FILED**

DISTRICT COURT OF GUAM

SEP 13 2006

MARY L.M. MORAN  
CLERK OF COURT

CIVIL CASE NO. 06-00011

MOTION REQUESTING  
TELEPHONIC  
PARTICIPATION BY  
UNITED STATES COUNSEL  
R. MICHAEL UNDERHILL

DATE: September 20th, 2006  
TIME: 9:00 a.m.

1 The United States of America submits this Motion to allow R. Michael Underhill,  
2 attorney for the United States Department of Justice, Torts Branch, to participate by  
3 telephone in the hearing presently scheduled for September 20<sup>th</sup>, 2006 at 9:00 a.m. His  
4 number is 415-436-6648.

5 Assistant United States Attorney Mikel Schwab will appear in the courtroom and  
6 assist. The attorneys thank the Court for the courtesy of considering this request.

7 Dated: September 15<sup>th</sup>, 2006.

8 Respectfully submitted,

9 LEONARDO M. RAPADAS  
10 United States Attorney  
11 Districts of Guam and NMI

12 BY: \_\_\_\_\_  
13 MIKEL SCHWAB  
14 Assistant U.S. Attorney

15 PETER D. KEISLER  
16 Assistant Attorney General  
17 R. MICHAEL UNDERHILL  
18 Attorney in Charge  
19 Torts Branch, Civil Division  
20 MIMI MOON  
21 Trial Attorney  
22 Torts Branch, Civil Division  
23 U.S. Department of Justice

24 Of Counsel

25 THOMAS H. VAN HORN  
26 National Pollution Funds Center  
27 United States Coast Guard

28 Attorneys for Plaintiff United States of America

MOTION REQUESTING  
TELEPHONE PARTICIPATION - CIV. NO. 06-00011- 2 -

1 CERTIFICATE OF SERVICE

2 I HEREBY CERTIFY that on September 13<sup>th</sup>, 2006, I served a copy of the foregoing  
3 REQUEST FOR TELEPHONIC PARTICIPATION and CERTIFICATE OF SERVICE to  
4 the following attorneys of record:

5  
6 First-class mail, postage prepaid:

7 Forrest Booth  
8 Ryan Donlon  
9 Severson & Werson  
One Embarcadero Center, 26th Floor  
San Francisco, CA. 94111


10 John Powell  
11 Stafford Frey Cooper  
12 601 Union St., Ste. 3100  
Seattle, WA 98101-1374

13 Personal Service:

14 Thomas M. Tarpley Jr.  
15 Tarpley & Moroni LLP  
16 Bank of Hawaii Building  
134 West Soledad Ave., Suite 402  
Hagatna, Guam 96910

17 Lawrence Teker  
18 Teker Torres & Teker  
19 Suite 2-A, 130 Aspinall Avenue  
Hagatna 96910-5018

20 David Ledger  
21 Carlsmith Ball LLP  
22 Bank of Hawaii Building, Suite 401  
134 West Soledad Avenue, P.O. Box BF  
Hagatna, Guam 96932-5027

23  
24   
25 FRANCES B. LEON GUERRERO  
26 Legal Assistant  
27

28 MOTION REQUESTING  
TELEPHONE PARTICIPATION - CIV. NO. 06-00011- 3 -